IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.3634 OF 2004

IN

SUIT NO.1087 OF 1987

...

M/s. Nem Metal Industries ...Plaintiff

v/s.

M/s.Voltas Limited ...Defendant

...

Mr.Vikas Mahanagare for the Plaintiff.

Mr.Gaurav Joshi i/b Mulla & Mulla for the Defendant.

...

CORAM: D.K.DESHMUKH, J.

DATED: 2ND DECEMBER,2005

P.C.:

Though the reasons given in the affidavit filed in

support of the Notice of Motion are not substantial, in view of the willingness of the Plaintiff to pay as costs Rs.10,000/- to the Defendant, in my opinion, it will be in the interest of justice to restore the suit. The motion is, therefore, granted in terms of prayer clause (a), excluding the bracketed portion, subject to the condition that within two weeks from today the Plaintiff shall pay to the Defendant as and by way of costs of this motion Rs.10,000/-. Motion disposed of.

...